

Remarks/Arguments

The examiner in an Office Action dated 12 September 2003 rejected pending claims 1 and 3-19. As such this Office Action and the references cited therein have been carefully considered and this amendment is now presented in an effort to comply with Patent Office requirements and advance prosecution of the application.

With this amendment the applicant has cancelled claims 1 and 13 and amended independent claim 3 to include all the limitations of claim 13. In addition, the applicant has added the claim 13 limitations to independent claim 19. Furthermore, claims 3 and 19 have been amended to overcome the 35 USC 112 rejections by changing the term, "the working element" which lacked antecedent basis, to "the movable element" which has antecedent basis.

The examiner rejected claims 1, 3, 4, 6-12 and 19, under 35 the USC 102, as being anticipated by a Chow et al. In addition, the examiner rejected claims 5 and 18, under 35 USC a 103, as being obvious over Chow et al in light of additional references. The amendments identified above overcome these prior art rejections and place the claims in condition for allowance.

In referring to claim 13 the examiner stated in Paragraph 5a of the Office Action, that "...the prior art does not teach or reasonably suggest in combination the present invention including that the computer assigns the sensed signal to the movable element of the working machine." As both currently pending independent claims, 3 and 19 include this limitation, the pending claims are allowable over the prior art.

In conclusion, it is believed that this application is in condition for allowance, and such allowance is respectfully requested.

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Amdt Dated 3 February 2004
Reply to Office action of 12 September 2003

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Respectfully,



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